

SECTION	<u>SR</u>
FILE No.	<u>73 of 1897-8</u>
SERIAL No.	_____

(9)

Order References SR 4102 1700 of

SR 73 of 1897-8

Banaji N.B.

Mr. Banaji N.B.

SECTION 5A Gen. 30]

FILE No. 73918

SECRET

Urgent

Gl. No. 355

No. 8198

9 NOV 97

DEWAN'S

The Excise Commissioner

in Mysore

The arrival in Mysore was
 required for sale in 1897/98. To

The Vendor farmer therefore
 paid for it at the new
 rates viz 4-12-

+ 0-6-4. The proper
 cause which should
 have been adapted
 was that prescribed
 in Condition VII of
 Para 8 of the Notification
 of 28th Decr 1906. As

however the purchases
 in question were made
 from Passes & Passes

before & after the
 the last day of

their contract, at
 " - 10 - 6 per gallon

the difference between
 it & the new rate

has to be paid to them
 & cannot be debited

to the duty but must be
 a special charge

debitable to Govt
 & must be paid

arranged accordingly
 Yes 22-11-97

The Secretary to the Govt. of Mysore,

General & Revenue Dept.

Dated 15th November 1897.

Despatched 1/3

Received

General No. 4035

No. 177

Enclosure No.

In reply to

SUBJECT.

Requests that Rs 286-11-6 being the
 difference between the old & new rates
 of the price of Arrack advanced to
 Messrs. ... on account of their arrears
 which had to be issued before 1st July
 1897 to the Farmers of 1897-98, may be ordered
 to be transferred from duty paid for the
 same at the enhanced rate of 4/- for
 adjusting the said advance.

References (to be entered only in the
 Dewan's Office).

Submitted for orders.

22/11/97

19-11-97

No. 4035-
177

Urgent

Excise Commissioner's Office,
Bangalore, 15th November 1897.
18

From

The Excise Commissioner
in Mysore,

To

The Secretary to the

Government of Mysore,
General and Revenue
Departments.

Sir,

As the Arrack Vend farmers
in the Bangalore District for 1897-98
prepaid duty and price into the
Treasury between 28th and 30th June 1897,
at Rs. 4-12-4 and Rs. 4-6-4, respectively,

for

3

for 1101 gallons of arrack and produced
chellans before the Distillery officer
for issue of the liquor, so as to have
arrack available in their Depôts
for issue to the shops belonging
to them, on the morning of 1st July
last, the Distillery officer had to
comply with their Indents before
1st July 1897, and was therefore obliged
to supply them with Messrs. Parry & Co.
liquor and give Messrs. Parry and Co.
cheques at Rs. 10-6 per gallon, or
Rs. 4-2 more than what the
said Farmers paid as the price of
the liquor. The Bangalore District
Treasury has accordingly advanced
Messrs. Parry and Co. the difference of

Rs.

Rs. 4-4-2 per gallon between the old and the existing rates of the price of arrack, aggregating Rs. 286-11-6 as per particulars in the margin. The comptroller has requested me to obtain the sanction of Government for this extra charge. As the Farmers have paid duty for the said liquor at Rs. 4 ³/₄ per gallon or twelve annas more per gallon than the old rate of Rs. 4 ¹/₄ which was in force up to 30th June 1897, there is an amount of Rs. 825-12-0 available under duty to meet the aforesaid extra charge of Rs. 286-11-6 under price. I have the honor to request therefore that Rs. 286-11-6 may be ordered to be transferred from duty towards the adjustment of the aforesaid advance of Rs. 286-11-6 on account of the price of 1101 gallons of Barry and Co's arrack issued to the Farmers of 1897-98.

Date of issue.	Quantity issued.	Amount of difference.	Difference available under duty - at 12 annas per gallon.
	Gallons. <td>Rs. As. P.<td>Rs. As. P.</td></td>	Rs. As. P. <td>Rs. As. P.</td>	Rs. As. P.
28.6.97	108	28 - 2 - "	825-12 - "
29.6.97	417	108 - 9 - 6	
30.6.97	576	150 - " - "	
Total.	1101	286 - 11 - 6	

I have the honor to be,
 Sir,
 Your most obedient servant,

 Excise Commissioner in Mysore.



THE
MYSORE GAZETTE.
EXTRAORDINARY.

Published by Authority.

BANGALORE, MONDAY, DECEMBER 28, 1896.

GENERAL.

NOTIFICATION.

Dated 28th December 1896.

- No. 5814-Ex.-223. Tenders in the form herewith appended are hereby invited for the exclusive privilege of the manufacture of Arrack for the territories of Mysore, inclusive of the Civil and Military Station of Bangalore, for a period of five years from 1st July 1897 to 30th June 1902.
2. The contract for the Civil and Military Station of Bangalore is included in this Notification with the permission of the Resident in Mysore.
3. The privilege for which tenders are now invited will be conceded, subject to the conditions specified in para 8 of this Notification, and to the Excise Laws and Rules passed by Government from time to time. It will not include the manufacture or sale of Toddy, or of "Foreign Spirits and Foreign Fermented Liquors," or of Country Beer.
4. The quantity of Arrack required is estimated to be between 46,000 and 48,000 gallons a month, the quantity actually issued from the Bangalore Distillery in the year 1895-96 having been 551,935 gallons. No quantity is however guaranteed to the manufacturer, who is bound by actual requirements, be the same more or less than the estimated quantity.
5. Tenderers must specify the lowest rate per gallon at which they will supply all the Arrack required, of the strength of 20° under-proof, during the whole period of the contract. The rate of price thus tendered for and accepted by Government shall be the price at which Arrack of 20° under-proof will be sold by the manufacturer to retail shopkeepers and to renters of the right of retail vend, during the currency of the contract granted under this Notification. For double-distilled spirits and other special liquors of greater or lesser strength than 20° under-proof, which may be specially manufactured and issued with the approval of the Government, the manufacturer will be allowed to fix his own prices; but for single-distilled spirits of greater or lesser strength than 20° under-proof, the price chargeable by him will be according to such strength proportionately on the rate fixed for Arrack 20° under-proof in accordance with Casella's Rules.

6. Each tender must be accompanied by a deposit of Rs. 5,000 in cash, or in Government securities, duly endorsed in favor of "The Dewan of Mysore," and enclosed in a cover superscribed with the words "Tender for the exclusive privilege of the Manufacture of Arrack," and must be sent to the Excise Commissioner at Bangalore so as to reach him before noon on Tuesday the 2nd March 1897, after which date no tenders will be received. The tenders will be opened by the Excise Commissioner at his office in Bangalore at 12 o'clock noon on the 2nd March 1897, in the presence of the applicants who may be present. The final disposal of the tenders will rest with the Government, who reserve to themselves full power to reject any or all of the tenders without assigning any reason. The deposits made by the applicants whose tenders are rejected, will be returned to them on their application.

7. The applicant, whose tender may be finally accepted by the Government, shall, within eight days of the acceptance of his tender being communicated to him, deposit at the Huzur Treasury, Bangalore, a further sum in cash, or in Government securities, duly endorsed in favor of "The Dewan of Mysore," to make up with the deposit previously made, the sum of one lakh of rupees; and shall execute an agreement, in the prescribed form on proper stamp, binding himself to conform to the conditions hereinafter set forth, and if he fails or refuses to sign the agreement, or to make the deposit required, the deposit already made will be forfeited to Government, and the contract otherwise disposed of.

8. The contract for which tenders are now invited shall be subject to the following conditions, namely:—

- I. The contractor will be required to manufacture within the enclosure of the Government Distillery near Bangalore, or at such other place as may be approved by the Government. For the use of the Distillery buildings near Bangalore together with the existing system of water-supply thereto, the contractor shall pay rent to Government at Rs. 500 *per mensem*. Such improvement or addition to the said buildings or water supply as may be approved by the Government will be carried out at Government cost subject to the payment by the contractor of such additional rent or rate as may be fixed by Government.
- II. The contractor will be required to have ordinarily a month's supply (46,000 gallons at the present rate of consumption) and never less than 23,000 gallons of admissible spirits in terms of 20° under-proof in store at the Distillery.
- III. The contractor will be allowed to purchase spirit from any Sugar Factory which may be established in Mysore, and which may be authorized by Government to distil Arrack. Should the contractor himself establish a Sugar Factory and distil Arrack therein, with the permission of the Government, he will be bound to keep in stock such quantities of spirit at such Factory, as may be fixed by Government.
- IV. In outlying tracts where, owing to small consumption or other causes, there is reason to suspect illicit distillation, Government will be at liberty to establish out-stills, giving the contractor the first refusal of so doing.
- V. The contractor shall, upon receipt by him of price at the rate fixed by his contract, sell the spirit at the Government Distillery or other place where he may be allowed to manufacture. Such sales shall only be—
 - 1st. For the supply of such Bonded Denots as Government may, from time to time, establish and maintain;
 - 2nd. To separate shop-keepers licensed to sell in the Civil and Military Station or Bangalore, in the Cities of Bangalore and Mysore and in other places to which the Separate Shop System may be extended;
 - 3rd. To vend-keepers to whom the Government may sell the right to vend Arrack in defined tracts; and
 - 4th. To the licensees for the wholesale and retail vend of "Foreign Spirits and Foreign Fermented Liquors" and for the sale of the same in Refreshment-rooms and in Hotels and Boarding-houses.

THE MYSORE GAZETTE, EXTRAORDINARY, DECEMBER 25 1896.

No spirit shall be allowed to be removed from the Government Distillery, or other authorized place of manufacture, or from a Bonded Depot, unless the purchaser produces a Treasury receipt for the amount of duty paid therefor.

- VI. The contractor shall be bound to conform to the provisions of *the Excise Law for the time being in force in the Mysore District* as in force in the Civil and Military Station and as introduced into Mysore with certain modifications by Regulation III of 1885, as well as to the Rules framed thereunder by Government from time to time.
- VII. The out-going contractor shall give, and the in-coming contractor shall take over, any Arrack or other Country Spirits not exceeding a month's supply, which may remain as stock in hand on the last day of the expiring contract, the latter paying the former for the same such value as may be fixed by the Excise Commissioner.
- VIII. Should the in-coming contractor so require by at least one week's previous notice in writing, the out-going contractor shall cease preparing "Wash" during the last month of the expiring contract, and vacate the buildings so as to admit of the in-coming contractor commencing operations. Should no such notice be given, the out-going contractor may continue distilling till the end of his contract, after which further distillation must cease.
- IX. *shall sell and* The out-going contractor *so desire*, the in-coming contractor shall be bound to purchase all apparatus and stock and block belonging to the out-going contractor at the Government Central Distillery, Bangalore, at a fair and equitable price to be fixed by the Excise Commissioner, calculating the original cost and deducting therefrom depreciation for the period of user at such average rate as may be determined by Government, and of which timely notice will be given to the out-going contractor, and to intending bidders by a Notification to be duly published in that behalf.
- X. Improvements of a permanent nature shall be retained and not be disturbed except with the approval of the Executive Engineer.
- XI. In case of a breach of any of the above conditions, Government will be at liberty to cancel the contract and to declare the deposit of one lakh of rupees forfeited and also to recover from the defaulting contractor such further loss as may be occasioned by such breach.

9. The following items of information are appended:—

NOTE 1.—Table showing the annual quantity of Arrack issued from the Distillery during the past ten years:—

	1886-87 Gallons.	1887-88 Gallons.	1888-89 Gallons.	1889-90 Gallons.	1890-91 Gallons.	1891-92 Gallons.	1892-93 Gallons.	1893-94 Gallons.	1894-95 Gallons.	1895-96 Gallons.
Bangalore Civil and Military Station.	82,862	93,982	96,043	95,888	93,722	110,785	88,967	92,778	100,598	105,979
Bangalore City ...	39,340	43,826	47,100	48,703	50,553	63,848	58,654	56,817	66,781	72,094
Other parts of the Province ...	195,138	201,431	238,455	258,615	278,571	360,626	318,776	340,558	371,115	373,832
Total ...	316,840	339,039	371,598	399,186	420,843	535,259	466,897	492,049	538,489	551,935

NOTE 2.—From 1st July 1897 the rate of still-head duty on Arrack 20° under-proof, payable to Government, will be raised from Rs. 4 to Rs. 4-12-0, and the retail price thereof from Rs. 5-5-0 to Rs. 6-6-0 per gallon (i. e., from Rs. 0-1-8 to Rs. 0-2-0 per dram which is equal to 1/16 of a gallon). The rates of still-head duty and retail price of single-distilled spirits of greater or less strength than 20° under-proof, will be calculated proportionately upon the rates for 20° under-proof, in accordance with Casella's Rules. Government reserve to themselves the power of altering the rates of duty and price, it being distinctly understood that the manufacturing contractor shall not be entitled to claim any compensation for loss on account of such alteration.

NOTE 3.—For double-distilled spirits of all strengths, the rates of still-head duty will be calculated proportionately upon the rate for 20° under-proof, in accordance with Casella's Rules. But for these spirits as well as for other special liquors manufactured at the Government Central Distillery, Bangalore, or other place approved by Government, both the manufacturer and the licensed vendor will be at liberty to fix their own prices.

NOTE 4.—The present contractors are reported to have, up to the end of August 1896, incurred an expenditure of Rs. 69,048-2-0 on account of plant put up.

By Order,

C. SREENIVASIAENGAR,

Secy. to Govt., Gen. and Rev. Department's.

APPENDIX.

FORM OF TENDER.

To

*The Excise Commissioner in Mysore,
Bangalore.*

Sir,

With reference to the Mysore Government Notification No. 5814-Ex.-223, dated 28th December 1896, published in the *Mysore Gazette, Extraordinary* of that date, I beg to tender for the exclusive privilege of the Manufacture of Arrack for the territories of Mysore, inclusive of the Civil and Military Station of Bangalore, for a term of five years from **1st July 1897 to 30th June 1902**, subject to the terms, rules and conditions specified in the Notification above quoted.

2. I hereby offer to manufacture and supply Arrack of the strength of 20° under-proof at
Rs. a. p. per gallon for the entire period of the contract.

3. I enclose _____ for **Rs. 5,000**, duly endorsed in favor of "The Dewan of Mysore," as required by para 6 of the said Notification.

I beg to remain,

Sir,

Your most obedient servant,

Date

Address _____

Draft as per orders

3

Prop of the Govt of Mysore
SECTION
Read:-
FILE No. 739/1897-8
Letter No. 4033 of 15th Novr
1897
SERIAL No. 2177
from the Excise Commr in
Mysore, ~~in Mysore~~, requesting that

Submitted.

This was tied up
with the opium rules.
reference from the Resident,
which was taken back
yesterday from among
Secty Secy's papers with
permission.

10/12/97.

As per order of
11 of the 1st of Dec. 1897
by the draft the procedure
prescribed in the
the draft of the 1st of Dec.
on the 1st of Dec. 1897
will be before.

Rs 286-11-6 - being the difference
between the new rate of price paid
by the Veng. Farmers of 97-98 for
at the new rate of 110/- gallon of
Anack purchased by them before
on the 1st of June 1897 ~~from the~~
1st July 1897 and the ~~advance~~
advance to Messrs Parry and
at the old rate of 0-10-6
Co. ~~by whom the liquor was supplied~~
— may be ordered to be transferred
from the ^{amount of} duty paid for the same
at the enhanced rate of Rs 12-
for adjusting the said advance

5-161-2
Order Meron No: En 193
13/12/97

Govt observe that the
anack in question ~~was~~ ^{being} required
for sale in 1897-98, the Veng.
Farmers ~~have~~ paid for it at
the new rates viz: a duty at
Rs 12- and a price at
Rs 11-6-4. The proper
course adopted should have
course which should have been adopted.

was that
~~been the one~~ prescribed in
Condition VIII of para 8 of the
Notification No. 5811 of 28th
8x223
December 1896. As however the
purchases in question were
made from Messrs Parry and
Co partly before and partly
on the last day of their con-
tract at 11-10-6 per gallon,
the difference between it and
the new ~~rate~~ or reduced rate
~~had of course~~ ^{has} to be paid, ~~to~~ but
~~then~~ ~~But as this~~ ~~same~~

~~difference~~ cannot be debited
to duty ^{as suggested by the Excise Commr.} sanction is accorded
to its being met ^{as a special charge} from the
General Savings in the Excise
Budget for 97-98, ~~as a special~~
~~charge debitable to Govt.~~

General Secretary
to the Board of Revenue

8/2
10/12/97
Secretary

The Excise Commr in Charge
" Comptroller General

1897

4491
37.73

Submitted for orders. This may be filed.

24/1/97 Condition III quoted in the Order of 13th Decr 97 does not apply to a case where liquor has to be ~~obtained from~~ the contractor for the time being for the use of farmers whether of that year or of the next; but only to the transfer of stock remaining on the last day of the year from the outgoing to the incoming contractor. The explanation given by the Ex. Com^r seems to be correct, and may be recorded.

Subs. Officer. 31/1/97

File of

4-1-98

From

The Ex. Com^r in Mysore

To

The Secretary to Govt. of Mysore	
SECTION	General and Revenue Dept.
FILE NO.	
SERIAL NO.	

Dated 15th December 1897.

Despatched 18th Do

Received

General No. 5897

No. 211

Enclosure No.

In reply to Government Proceedings No. 5761-62, dated 13th instant Ex. 193

SUBJECT.

States that as the present arrack contractors were bound to supply arrack only from 1st July 1897 all purchases of arrack which had to be made for the year 1897-98 previous to that date, had necessarily to be made from Messrs Parry & Co.

References (to be entered only in the Dewan's Office.)

Recd 4.30 PM 21/1/97

Submitted 20/1/97

The words in the Prop^s perhaps mean that the liquor in question should have been added to the balance which was taken over by the new contractor.

No. 1097
211

Excise Commissioners' Office,
Bangalore, 15th December 1897.
18th

From

The Excise Commissioner
in Mysore,

To

The Secretary to the Government of Mysore,
General and Revenue Departments.

Sir,

With reference to the remark - "Gov-
ernment observe that the proper course
which should have been adopted was
that prescribed in condition VIII of para-
graph 8 of Notification No. 5814, dated
28th December 1896," in Government Proceed-
ings No. 5161-62, dated 13th instant, I have
the honor to state that the stock of
arrack belonging to late Contractors
Messrs. Parry and Co., which remained
in hand on the last day of their
contract, was duly taken over by the
present contractors, who paid for the
same such value as was fixed by
me

me, in accordance with the above condition.

2. As the present contractors were bound to supply arrack only from 1st July 1897, all purchases of arrack which had to be made for the year 1897-98 previous to that date, had necessarily to be made from Messrs. Perry and Co.

I have the honor to be,
Sir,

Your most Obedient Servant,
M. Purcell

Excise Commissioner
in Mysore